



PATENT APPLICATION

Applicant(s): Gert KOEST

Title : OPHTHALMIC REFRACTOMETER AND METHOD
OF OPERATING AN OPHTHALMIC REFRACTOMETER

Serial No. : 10/728 144 Group: 3737

Confirmation No.: 6805

Filed : December 4, 2003 Examiner: Unknown

Atty. Docket No.: BTK Case 379

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FIRST CLASS MAILING CERTIFICATE

Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service under 37 CFR 1.8 as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on May 3, 2004.


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Correspondence: INFORMATION DISCLOSURE STATEMENT
dated May 3, 2004
including enclosures listed thereon

190.05/03



PATENT APPLICATION
IN THE U.S. PATENT AND TRADEMARK OFFICE

May 3, 2004

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INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the provisions of Rules 97(e)(1) and 1.98, enclosed herewith is a copy of the European Patent Office (EPO) Search Report and Form PTO-1449 listing thereon three of the four U.S. patents cited in the EPO Search Report.

Since this application was filed after June 30, 2003, Applicant hereby accepts the USPTO waiver of the requirement under 37 CFR 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent [1273 Off. Gaz. Pat. Off. 55, 8/05/2003].

Please note that the fourth U.S. patent cited in the EPO Search Report (namely, U.S. Patent No. 4 410 243) was listed on the Form PTO-1449 which accompanied the Information Disclosure Statement that was sent in at the time this application was filed.

Please note that the relevance of the U.S. patents listed on the enclosed Form PTO-1449 is explained on the enclosed search report. For the Examiner's convenience, a photocopy of an English translation of the "Category of Cited Documents" is also enclosed.

I hereby certify that the three U.S. patents listed on the enclosed Form PTO-1449 were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

Lastly, and in compliance with the provisions of Rules 97(b)(3) and 1.98, Applicant is submitting a copy of WO 01/60241, which document is also listed on Form PTO-1449.

Accordingly, further comment at this point in time should not be necessary. Further consideration is respectfully solicited.

Respectfully submitted,



David G. Boutell

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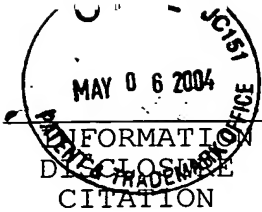
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Reg. No. 53 685
Reg. No. 24 949

Encl: Copy of European Patent Office Search Report
dated February 5, 2004 (3 pages)
Copy of English translation of the
"Category of Cited Documents" (1 page)
Form PTO-1449
Copy of WO 01/60241
Postal Card

110.0703



Express Mail Label No.: None

Applicant: Gert KOEST

Ser.No. : 10/728 144

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Group : 3737

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Date	Name	Class	Sub Class	Filing Date
	AA	4 444 476	04/24/1984	SIMON et al.		07/06/1981
	AB	6 042 232	03/28/2000	LUCE et al.		01/21/1999
	AC					

U.S. PUBLICATIONS

Examiner Initial*	Document Number	Date	Name	Class	Sub Class	Filing Date
	AD	2002/0169441	11/14/2002	LEMBERG		05/28/2002
	AE					

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation Yes No	
	AF	WO 01/60241	08/23/2001	WIPO	(English Language)			
	AG							

OTHER DOCUMENTS (Including Author, Title, Date, Pages, Etc.)

	AH	
	AI	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.